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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	)	
SATOSHI KOIZUMI ET AL.	)	Examiner: Manjunath N. Rao
Application No.: 09/068,528	)	Group Art Unit: 1652
Filed: May 13, 1998	)	
For: PROCESSES FOR PRODUCING	)	
SUGAR NUCLEOTIDES AND	)	
COMPLEX CARBOHYDRATES	)	

TERMINAL DISCLAIMER

Sir:

Your petitioner, KYOWA HAKKO KOGYO CO., LTD, a corporation duly organized under the laws of Japan, having a principal office at 6-1, Ohtemachi, 1-chome, Chiyoda-ku, Tokyo, Japan, and duly represented by the undersigned, represents that it is the assignee of the full title and interest in and to the above-identified Application No. 09/068,528, filed May 13, 1998, as evidenced by the deed of Assignment recorded on May 13, 1998 at Reel 9325, Frame 0513.

Your petitioner hereby disclaims the terminal part of any patent granted on the above-identified application which would extend beyond the expiration date of the full statutory term of any patent issuing from Application No. 09/907,574, as presently shortened by any terminal disclaimer, and hereby agrees that any patent so granted on the

above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to any patent issuing from Application No. 09/907,574, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successors or assigns.

Your petitioner does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term of any patent issuing from Application No. 09/907,574, as presently shortened by any terminal disclaimer, in the event that subsequent hereto any patent issuing from Application No. 09/907,574 expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is the subject of any disclaimer under 37 C.F.R. 1.321(a), has all claims cancelled by a reexamination certificate or is otherwise terminated prior to the expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

By: 

Attorney for Applicant  
Lawrence S. Perry  
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Date: August 19, 2002